

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

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IN RE MICROSOFT CORP.  
ANTITRUST LITIGATION.

MDL Docket No. 1332

Hon. J. Frederick Motz

This Document relates to:

*Burst.com, Inc. v.*  
*Microsoft Corp.,*

Civil Action No JFM-02-cv-2952

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**BURST.COM, INC.'S MOTION TO COMPEL MICROSOFT TO PRODUCE  
DOCUMENTS RELATING TO ITS DOCUMENT PRESERVATION POLICY AND  
CERTIFICATE OF CONFERENCE  
[ATTACHMENTS FILED UNDER SEAL]**

Pursuant to Local Rules 104.8(c), Burst.com, Inc. herewith files its briefing on Burst.com's Motion to Compel Microsoft to Produce Documents Relating to Its Document Preservation Policy and certification of a conference of counsel as required by Local Rule 104.7. See Exhibits A-C. Microsoft has previously filed its Opposition Brief. The parties have conducted conferences addressing the issues raised in the motion. Those conferences have been unsuccessful in resolving the issues presented in this motion.

DATED: September 29, 2004

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